

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MARY JO MACE

PLAINTIFF

against -

05 Civ 2786  
(SCR)  
NOTICE OF  
APPEAL IN A CIVIL  
CASE

COUNTY OF SULLIVAN; DANIEL BRIGGS,  
INDIVIDUALLY AND AS COUNTY MANAGER  
OF THE COUNTY OF SULLIVAN; OLGA PARLOW,  
INDIVIDUALLY AND AS COUNTY TREASURER  
OF THE COUNTY OF SULLIVAN; PAMELA ROURKE,  
INDIVIDUALLY AND AS COMMISSIONER OF  
PERSONNEL OF THE COUNTY OF SULLIVAN;  
HARVEY SMITH, INDIVIDUALLY AND AS  
COMMISSIONER OF GENERAL SERVICES OF  
THE COUNTY OF SULLIVAN; JOHN DOE; AND  
JANE DOE

DEFENDANTS



Notice is hereby given that MARY JO MACE, PLAINTIFF hereby appeals to the United States Court of Appeals for the Second Circuit from the Judgment ENTERED HEREIN ON THE 18TH DAY OF JUNE, 2010, AS AMENDED BY JUDGMENT ENTERED HEREIN ON THE 25<sup>TH</sup> DAY OF JUNE, 2010 AND FROM SAID AMENDED JUDGMENT ENTERED ON THE 25<sup>TH</sup> DAY OF JUNE 2010 TO THE EXTENT THAT SAID JUDGMENTS DISMISS THE CLAIMS AGAINST ALL DEFENDANTS FOR VIOLATIONS OF DUE PROCESS, BOTH SUBSTANTIVE AND PROCEDURAL, AND HER FIRST AMENDMENT RIGHTS AND TO THE EXTENT THAT SAID JUDGMENTS ADOPT THE REPORT AND RECOMMENDATION OF THE HONORABLE GEORGE A. YANTHIS, UNITED STATES MAGISTRATE JUDGE, DATED NOVEMBER 13, 2007, AND FROM SAID REPORT AND RECOMMENDATION TO THE EXTENT THAT THEY DISMISS PLAINTIFF'S CLAIMS FOR VIOLATION OF DUE PROCESS, BOTH PROCEDURAL AND SUBSTANTIVE AND HER FIRST AMENDMENT CLAIM BY ORDER in this action on the 13TH day of FEBRUARY, 2009.

MARY JO MACE

BY

STEPHEN L. OPPENHEIM (S0) (6643)  
ATTORNEY

Signature

20 E. 9<sup>TH</sup> STREET  
NEW YORK, NEW YORK 10003  
(212) 673 5887

DATED: JULY 13, 2010

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MARY JO MACE.

PLAINTIFF,

VS

COUNTY OF SULLIVAN; DANIEL  
BRIGGS, INDIVIDUALLY AND AS  
COUNTY MANAGER OF THE COUNTY  
OF SULLIVAN; OLGA PARLOW,  
INDIVIDUALLY AND AS COUNTY  
TREASURER OF THE COUNTY OF  
SULLIVAN; PAMELA ROURKE,  
INDIVIDUALLY AND AS  
COMMISSIONER OF PERSONNEL  
OF THE COUNTY OF SULLIVAN;  
HARVEY SMITH, INDIVIDUALLY  
AND AS COMMISSIONER OF GENERAL  
SERVICES OF THE COUNTY OF  
SULLIVAN; JOHN DOE; AND  
JANE DOE

CASE NO. 05-CIV.-2786  
(SCR)

AFFIDAVIT IN SUPPORT  
OF PLAINTIFF'S APPLICATION  
FOR LEAVE TO RE-PLEAD AND  
IN OPPOSITION TO  
DEFENDANTS' MOTION TO  
DISMISS

DEFENDANT.

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NOTICE OF APPEA

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